

Introduced by Senators Soto and Polanco

May 22, 2002

Senate Joint Resolution No. 47—Relative to the Gabrieleno Indians.

LEGISLATIVE COUNSEL'S DIGEST

SJR 47, as introduced, Soto. Gabrieleno Indians: federal recognition.

This measure would support the extension of federal recognition to the Gabrieleno Band of Mission Indians through the enactment of H.R. 3824.

Fiscal committee: no.

- 1 WHEREAS, The Gabrieleno Indians, aboriginally known as
2 the kumi-vit, live within their homelands along the drainages of
3 the Santa Ana and San Gabriel Rivers and the San Pedro,
4 Wilmington, and Paso Robles areas of southern California; and
5 WHEREAS, The Gabrieleno Band of Mission Indians is
6 recognized by anthropologists, historians, and genealogists, as the
7 lineal, social, and political descendants of Native Americans
8 contacted by Spanish and Portuguese explorers and settlers in the
9 16th and 17th centuries; and
10 WHEREAS, In the 17th and 18th centuries, the Spanish
11 Mission San Gabriel was established on Gabrieleno Indian
12 homelands causing the loss of their land base and disruption of the
13 Gabrieleno Band of Mission Indians; and
14 WHEREAS, Today's Gabrieleno Indians are direct lineal
15 descendants of enrollees on the 1928 Indian Census and on the
16 1933 supplemental roll book pursuant to Section 7 of Chapter 624
17 of the United States Statutes at Large approved May 18, 1928; and



1 WHEREAS, Gabrieleno tribal culture, manifest in life and
2 burial rites and other social and religious practices, has been
3 handed down from generation to generation to the present day; and

4 WHEREAS, The Gabrieleno Band of Mission Indians is an
5 Indian Tribe which is recognized as eligible for the special
6 programs and services provided by the United States to Indians
7 because of their status as Indians and does in fact receive such
8 services; and

9 WHEREAS, The Bureau of Indian Affairs has determined the
10 Gabrieleno tribal blood quantum of each of the enrolled members
11 of the Gabrieleno Band of Mission Indians; and

12 WHEREAS, For this and other reasons, the members of the
13 Gabrieleno Band of Mission Indians receive certain federal and
14 state services that are afforded to them only because they are
15 Indians; and

16 WHEREAS, The Gabrieleno Band of Mission Indians of
17 California, Inc., was incorporated as a California nonprofit
18 corporation on May 16, 2000, for the purpose of administering the
19 business of the tribe; and

20 WHEREAS, The federal Department of Health and Human
21 Services has determined that the Gabrieleno Band of Mission
22 Indians of California, Inc., is eligible for certain federal programs
23 because of its tribal and legal status and has provided grants to it
24 in support of tribal governance; and

25 WHEREAS, The Gabrieleno Band of Mission Indians, Inc., is
26 recognized by other federally recognized tribes in San Bernardino
27 and Riverside Counties of California, as the governing body of the
28 Gabrieleno Band of Mission Indians; and

29 WHEREAS, The Gabrieleno Band of Mission Indians is
30 desirous of securing its cultural and its social and economic future
31 and land on which to bury the remains of ancestors and for other
32 purposes; now, therefore, be it

33 *Resolved by the Senate and Assembly of the State of California,*
34 *jointly,* That the Legislature of the State of California respectfully
35 supports the extension of federal recognition to the Gabrieleno
36 Band of Mission Indians through the enactment of H.R. 3824 and
37 requests that all laws and regulations of the United States of
38 general application to Indians, or nations, tribes, or band of
39 Indians, including the Indian Reorganization Act of June 18, 1934

1 (25 U.S.C. 461 et seq.), shall be applicable to the tribe and its
2 members; and be it further

3 *Resolved*, That the Legislature of the State of California
4 requests that the tribe and its members shall be eligible, on and
5 after the date of the enactment of H.R. 3824, for all future services
6 and benefits provided by the federal government to federally
7 recognized tribes without regard to the existence of a reservation
8 for the tribe or the location of the residence of any member on or
9 near any Indian reservation; and be it further;

10 *Resolved*, That the Secretary of the Senate transmit copies of
11 this resolution to the President and Vice President of the United
12 States, to the Secretary of Interior, to the Speaker of the House of
13 Representatives, the Majority Leader of the Senate, and to each
14 Senator and Representative from California in the Congress of the
15 United States.

